

The background of the slide features a collage of various plastic bottles and a metal can. In the upper left, there is a blue aluminum can with a pull-tab lid, showing some text like "Nutrition Facts" and "VERY LOW SODIUM". To its right and slightly below is a clear plastic bottle with a blue screw-on cap. Further right is a green plastic bottle with a green screw-on cap. The background is a light blue gradient with faint, larger-scale patterns of bottles and cans. A white curved line separates the top image area from the text area.

Recycling Program Enforcement Branch – Quarterly Update

July 21, 2015



AGENDA

- Objectives
- Probationary Reviews
- Inspections
- Investigations
- Accusations
- DOJ Investigations



OBJECTIVES

- To provide a level of transparency for compliance assurance & enforcement activities
- To provide performance metrics associated with major functional areas
- To highlight successful compliance assurance and/or enforcement activities by CalRecycle and our interagency partners



PROBATIONARY REVIEWS

STATISTICS	Jan - Mar 2014	Jan – Mar 2015	% Change
DORiis Auto-Generated Cases	423	248	(41%)
Recycling Centers Visited:	50	65	30%
• Passed	14	15	7%
• Extended	34	48	41%
• Recommendation for Revocation	1	0	(100%)
• Decertified during/result of visit	1	2	100%



PROBATIONARY REVIEWS

STATISTICS	Jan - Mar 2014	Jan - Mar 2015	% Change
Recycling Centers Not Visited:	373	183	(51%)
• Passed	192	59	(69%)
• Extended	153	107	(30%)
• Recommendation for Revocation	1	0	(100%)
• Not RCs	6	10	67%
• Decertified / Abandoned	9	5	(44%)
• Ongoing Investigations	12	2	(83%)



PROBATIONARY REVIEWS

STATISTICS	Jan – Mar 2014	Jan – Mar 2015	% Change
Total Assessments	\$84,716.75	\$10,365.83	(88%)
Restitution	\$75,066.75	\$2,065.83	(97%)
Civil Penalties	\$9,650.00	\$8,300.00	(14%)



CHANGES

EVENTS

- Reorganization of the Handling Fee Desk Audit Function
- New positions via the Spring Finance Letters included in the signed FY 2015-16 Budget

IMPACTS

- Effective July 2, 2015, the Review and Remedy Section has been renamed the Compliance and Review Section.
- 2 new units have been established:
 - Probationary Review Unit
 - Handling Fee Review Unit



INSPECTIONS

STATISTICS	Jan - Mar 2014	Jan - Mar 2015	% Change
Recycling Center Inspections	1,407	924	(34%)
Notices of Non-Compliance Issued	656	243	(63%)
Notices of Violation Issued	161	126	(22%)
Civil Penalty Assessments	\$23,300	\$24,400	5%



INSPECTIONS

STATISTICS	Jan - Mar 2014	Jan - Mar 2015	% Change
Dealer Inspections	40	29	(28%)
Notices of Non-Compliance Issued	13	3	(77%)
Notices of Violation Issued	1	6	500%
Dealer Affidavits Served	9	4	(56%)
Civil Penalty Assessments	\$100	\$2,000	1,900%
Complaints Resolved	65	83	28%



INVESTIGATIONS

STATISTICS	Jan - Mar 2014	Jan – Mar 2015	% Change
Investigations Initiated	60	19	(68%)
Investigations Closed	36	27	(25%)
Fraud Detection Reviews Initiated	106	12	(89%)
Fraud Detection Reviews Closed	57	19	(67%)
Claimed Volume Reports Initiated	23	24	4%
Claimed Volume Reports Closed	6	43	617%



INVESTIGATIONS

STATISTICS	Jan - Mar 2014	Jan – Mar 2015	% Change
Call Center Cases Initiated	22	20	(9%)
Call Center Cases Closed	24	18	(25%)
Prepayment Load Inspection/Review Conducted:	765	2,050	168%
• Denied	6	9	50%
• Reduced	4	16	300%
Participants Placed on Prepayment Control Status	5	8	60%



INVESTIGATIONS

STATISTICS	Jan - Mar 2014	Jan – Mar 2015	% Change
Forensic Reviews Completed	9	17	89%
Notices of Noncompliance Issued	53	54	2%
Notices of Violation Issued	5	32	540%
Recommendation to Revoke / Terminate Certification	4	1	(75%)
Recommendation to Deny Certification Applications	4	1	(75%)
DOJ Referrals	8	23	188%



INVESTIGATIONS

STATISTICS	Jan - Mar 2014	Jan – Mar 2015	% Change
Imported Material Reports Received	743	1,285	73%
Semi-Trucks	50%	67%	17%
Loose	51%	59%	8%
Single-Stream	37%	47%	10%
Nevada	41%	37%	(4%)



EVENT

- New positions were included in the FY 2015-16 Budget

IMPACTS

- 10 New Staff dedicated to Processor Oversight (2 Year LT)
- 7 New Staff dedicated to Imported Materials Unit (2 Year LT)



DOJ INVESTIGATIONS

Jan - Mar 2015	Investigations Initiated	Investigations Closed	Arrests
Northern Recycling Team	5	5	0
Southern Recycling Team	1	0	0
Total	6	5	0



REGULATORY UPDATES

- **Segregated Only Requirements**
 - Currently pending review the CalRecycle Legal Office



ACCUSATIONS

Unresolved accusations as of June 30, 2015 ~ filed & served before CY 2013:

Participant Name	Date Filed	Amount Assessed
Piccadilly Imports, Inc.	12/22/08	\$ 10,990.87
Villanueva Recycling	04/30/10	\$ 149,434.94
	TOTAL:	\$ 160,425.81



ACCUSATIONS

Unresolved accusations as of June 30, 2015 ~ filed & served after CY 2013:

Participant Name	Date Filed	Amount Assessed
J & S Recycling	02/07/13	\$ 206,258.61
USA Recycling	04/24/13	\$ 790,786.56
Eagle Recycling	07/29/14	\$ 2,749,279.41
Hip Hop Beverage Corporation	11/13/14	\$ 255,000.00
	TOTALS:	\$ 4,001,324.58



ACCUSATIONS

Accusations resolved as of June 30, 2015 ~ filed & served after CY 2013:

Participant Name	Date Filed	Amount Assessed	Date Finalized	Resolution
Daws Recycling Center	01/10/13	\$ 82,487.73	April 2015	\$ 22,500.00
Capital City Recycling	01/31/14	\$ 311,446.99	April 2015	\$ 69,000.00
	TOTAL:	\$ 393,934.72	TOTAL:	\$ 91,500.00



ACCUSATIONS

Accusations filed & served April 2015 – June 2015:

Participant Name	Date Filed	Amount Assessed
Helping Hands Recycling	06/09/15	\$ 50,900.00
Dougherty's Recycling	06/14/15	\$ 181,500.00
	TOTAL:	\$ 232,400.00



QUESTIONS ?